

United States District Court

For The Eastern District
of Pennsylvania

Joseph Simmons, Plaintiff

Case No.

22-1644

- v -

Officer Willson, et al
of Curran Fromhold
Correctional Facility Defendants

REC'D JUN - 7 2022

Complaint for violation of Civil Rights

- 1.) The Plaintiff, Joseph Simmons was incarcerated at Curran Fromhold Correctional Facility (CFCF) during the events described in this complaint.
- 2.) Defendant Correctional officer (C/O) Willson is an employee of (CFCF) whose full name is presently unknown to the Plaintiff. He is sued in his individual capacity.
- 3.) Defendant Lt. Jane Doe is an employee of (CFCF) whose full name is presently unknown to the Plaintiff.

He is sued in his individual capacity.

4.) Defendant Sgt. John Doe is an employee of (CFCF) whose full name is currently unknown to Plaintiff. He is sued in his individual capacity.

5.) All the defendants have acted, and continue to act under color of state law at all times relevant to this complaint.

Facts

6.) On February 22, 2021, on A-1-4pod of CFCF, Plaintiff pressed the cell call button in his cell, Defendant C/O Willson arrived and was advised by Plaintiff that he feared for his life and felt in danger of physical assault. The time was approximately 10:00pm.

7.) Defendant C/O Willson, went back to his desk and advised his supervisor of the situation and logged it in the log book.

8.) Plaintiff was physically and sexually assaulted throughout the night and no officer or Supervisor came.

- 9.) Plaintiff was finally able to get treatment for his injuries after his mother called the administration at CFCT. Plaintiff was sent to a outside Hospital for x-Rays, ultra sounds and treatment for multiple injuries.
- 10.) Defendant Lt. Jane Doe was notified by officer Willson of the situation with Plaintiff and negligently failed to respond.
- 11.) Defendant Sgt. John Doe was notified by officer Willson of the situation with Plaintiff and negligently failed to respond.

"Exhaustion of Administrative Remedies"

- 12.) The Plaintiff has exhausted his administrative Remedies with respect to all claims and all defendants.

Claims For Relief

- 13.) The actions of Defendants Willson, John Doe and Jane Doe in failing to take action and showing indifference in the excessive risk to plaintiffs health

"Relief Requested"

Wherefore, Plaintiff request that the court grant the following Relief:

A: Issue a declaratory judgement stating that:

1. Defendants Jane Doe and John Doe inaction and indifference to Plaintiffs health and safety violated Plaintiffs Rights under the Eighth Amendment.

B: Award compensatory damages in the following amounts:

1. \$100,000 jointly and severally against Defendant Willson for deprivation of liberty, and failure to act Reasonably and Respond to the excessive risk to inmate health and Safety in denial of "Protection from inmate assault".
2. \$100,000 jointly and severally against Jane Doe for deprivation of liberty, and failure to act Reasonably and Respond to the excessive Risk to

inmate health and safety in denial of "Protection From inmate assault."

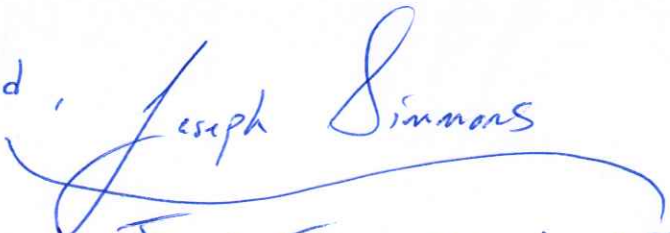
3. \$100,000 jointly and severally against Defendant John Doe for deprivation of liberty, and failure to act reasonably and respond to excessive risk to inmate health and safety in denial of "Protection From inmate Assault".

C: Award punitive damages in the following amounts.

1. \$ 50,000 each against defendants willon and unknown supervisors.

D: Grant such other relief as it may appear that Plaintiff is entitled.

Date: May 16 2022

Respectfully Submitted, 
Joseph Simmons Plaintiff.

Joseph Simmons

OK6813

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U.S.M.S.
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